(3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR

(CHHATTISGARH)

W.P. No. 3541 **/2004**

P.R. No. 35331 dt. Presented by Shri Vinish Bajpai dated 23/9/04

Petitioner : Prahalat Prasad Darsena, S/o Shri Sunau Ram Darsena, aged about 43 years, Ameen, Deptt. of Water Resources, Head Quarter Bamnidih, Janjgir Branch Canal, Water Distribution Sub Division No.3 Birra, Distt. Janjgir-Champa, C.G.

Vs

Respondents : 1) State of Chhattisgarh through Secretary Department of Water Resources, D.K.S. Bhawan Raipur, C.G.

2) Chief Engineer, Minimata Bango Project Bilaspur,

3) Executive Engineer, Minimata Bango Canal Division no.2, Champa, Distt. Janjgir- Champa, C.G.

RECEIVED COPY 23/9/04 Clerk to A. G. Bilaspur

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION OF INDIA

XI-HC—78

(27)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक WP 3541/04 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

28-10-04

Shri Dhirendra Mishra, Advocate for the petitioner.

Shri Akhil Agrawal, P.L., for the State on advance copy.

Application for urgent hearing is allowed.

Heard.

Learned counsel for the petitioners submits that the matter relates to transfer of the petitioner. He further submits that for the present the petitioner may be given an opportunity of filing the detailed representation before the competent authority of the respondents, which shall be considered on its own merits in accordance with law.

Having considered and without expressing any opinion on the merits of the case, in the opinion of this Court, ends of justice will be served if a direction is given to the petitioner to make a detailed representation raising his grievances before the competent authority of the respondents along with a copy of the petition and this order, within 10 days, and on such representation being filed, the before the competent authority of the respondents shall decide the same on its own merits in accordance with law by a reasoned order as early as possible preferably within six weeks from the date of receipt of the

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उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

(28)

मामला क्रमांक.....**सन् 200**

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश — 2 —	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

representation. It is made clear that if any grievance still remains, the petitioner may avail the remedy available under the law.

Counsel for the petitioner submits that the petitioner has not been relieved so far. He prays for stay till the representation is decided.

In view of the facts and circumstances of the case, it is directed that till the representation is decided the petitioner be allowed to continue.

With the aforesaid observations, this petition stands disposed of.

Consequently M.W.P.No3089/2004 also stands disposed of.

Sd/-
Fakhruddin
Judge